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| Express Mail No.:EV697643378US |  |                | First Inventor: Roger Cady |
|--------------------------------|--|----------------|----------------------------|
| AMENDMENT TRANSMITTA           | LIETERA  | Serial No.     | 09/575,277                 |
|                                | 75   | Filing Date    | 05/22/2000                 |
| Migraine                       | DEC O & 2003 E   | Examiner       | Kim, Vickie Y.             |
|                                | The state of the s | Group Art Unit | 1614                       |

## **TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

| Transm      | nitted herewith is an amendment in the above-identified application.  Large Entity Status |
|-------------|---|
| $\boxtimes$ | Small Entity status of this application has been established under 37 CFR 1.27            |

|               | CLAIMS AS AMENDED – PART II   |  |  |  |                        |                         |                        | OTHER THAN          |                        |
|---------------|---|--|--|--|------------------------|-------------------------|------------------------|---------------------|------------------------|
|               | (Column 1)  |  | (Column 2)   |  | (Column 3)             | SMALL ENTITY            |                        | SMALL ENTITY        |                        |
| ENT           |   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT  | ,  | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR                            | PRESENT<br>EXTRA       | RATE                    | ADDI-<br>TIONAL<br>FEE | RATE                | ADDI-<br>TIONAL<br>FEE |
| AMENDMENT     | Total<br>(37 CFR 1.16(c))   | 16*  | Minus  | **40   | =0                     | x \$25.00=              | \$ 0.00                | x \$50.00=          | \$ 0.00                |
|               | Independent<br>(37 CFR 1.16(b))   | 5*   | Minus  | **5*   | =0                     | x \$100.00=             | \$ 0.00                | x \$200.00=         | \$ 0.00                |
| AM            | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))                       |  |  |  |                        | x \$180.00=             |                        | x \$360.00=         |                        |
| ***           | If the entry in column 1 is<br>If the "Highest Number P<br>If the "Highest Number P   | reviously Paid For reviously Paid For  | " IN THIS<br>" IN THIS   | SPACE is less than 20, e<br>SPACE is less than 3, en                   | nter "20".<br>ter "3". | TOTAL<br>ADDIT. FEE     | \$ 0.00                | TOTAL<br>ADDIT. FEE | \$ 0.00                |
| $\overline{}$ | The "Highest Number Pre   |  | (Total or It   | idependent) is the highes  | t number found in t    | he appropriate box      | in column 1.           |                     |                        |
|               | Petition of Exter   |  | or amen  | dment.   |                        |                         |                        |                     |                        |
| $\boxtimes$   |   |  |  |  |                        |                         |                        |                     |                        |
|               | A check in the ar   | mount of \$  | is er  | nclosed.   |                        |                         |                        |                     |                        |
|               |   | er has airead  | y been a   | uthorized to charg   | e fees in this         |                         |                        |                     |                        |
|               | The Commission application to a D   | er has alread<br>eposit Accoul<br>er is hereby a<br>payment, to [                | y been a<br>nt. <u>08-34</u><br>uthorize<br>Deposit <i>i</i>               | authorized to charg<br>460.<br>Id to charge any fe<br>Account Number _ | es which may           | be required,<br>08-3460 |                        |                     |                        |
|               | The Commission application to a D The Commission or credit any over I have enclosed a | er has alread<br>eposit Accou<br>er is hereby a<br>payment, to D<br>duplicate co | y been a<br>nt. <u>08-34</u><br>uthorize<br>Deposit <i>i</i><br>by of this | authorized to charg<br>460.<br>Id to charge any fe<br>Account Number _ | es which may           |                         |                        |                     |                        |

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I hereby certify that these documents are being deposited on December 6, 2005 with the U.S. Postal Service as Express Mail Label No. EV697643378US under 37 CFR 1.10 and is addressed to MAIL STOP AMENDMENT, Commissioner for Patents, Alexandria, VA 21313-

Signature: Re Doubty

Date: December 6, 2005

e Name: Karen K. Sonsteby



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Roger Cady, et al. Group No.: 1614

Serial No.: 09/575,277 Atty. Docket No.: 57294-012

Filed: 05/22/2000

For: Preemptive Prophylaxis of Migraine | Examiner: Kim, Vickie Y.

MAIL STOP AMENDMENT Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **AMENDMENT AND RESPONSE**

## HONORABLE SIR:

Responsive to the official communication of September 8, 2005, Applicant submits the following Amendments and Remarks. It is not believed that extensions of time are required beyond those, which may otherwise be provided for in documents accompanying this Amendment. However, in the event that additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned for under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account 08-3460.